

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Parekh et al.

Serial No.: 09/943,778

Filed: August 30, 2001

For: APPARATUS FOR REDUCING
ELECTRICAL SHORTS FROM THE BIT
LINE TO THE CELL PLATE (as amended)

Confirmation No.: 2586

Examiner: H. Pham

Group Art Unit: 2814

Attorney Docket No.: 2269-4475.1US
(98-1097.01/US)

Notice of Allowance Mailed:

May 11, 2004

Express Mail Mailing Label No.: EL 994829969 US

Date of Deposit with USPS: August 4, 2004

Person making Deposit: Christopher Haughton

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The Examiner indicates:

The cited prior art references issues to Derderian et al. and Sandhu et al. are not qualified as prior art references because the certified statement of common ownership has been filed on February 27, 2004.

Applicants concur with the reasons as stated by the Examiner insofar as they comprise a summary, and are exemplary and not limiting. However, additional reasons for patentability were presented during, and are readily apparent from, the prosecution of the above entitled application and applicants submit that the allowed claims are implicitly patentable in view of the art of record. Further, the scope of the claims must be determined from the literal language of each as a whole, as well as equivalents thereof.

Respectfully submitted,



Krista Weber Powell
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Attorney for Applicant(s)
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Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: August 4, 2004
KWP/nj:lb
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TRANSMITTAL LETTER

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith Part B - Fee(s) Transmittal for the above-captioned application and a check in the amount of \$1,645.00 in payment therefor plus five (5) copies of the patent when issued.

Also, enclosed is an Amendment Pursuant to 37 C.F.R. § 1.312(a) (12 pages); Comments on Statement of Reasons for Allowance (2 pages); and Fee Addressee for Receipt of PTO Notices Relating to Maintenance Fees (2 pages).

Applicants understand that no additional fees are required. However, if the Office determines that any comparison fees or other additional fees are required, the Commissioner is authorized to charge any such fees to TraskBritt Deposit Account No. 20-1469. A copy of this Transmittal Letter is enclosed for deposit account charging purposes.

Respectfully submitted,



Krista Weber Powell
Registration No. 47,867
Attorney for Applicant(s)
TRASKBRITT
P.O. Box 2550
Salt Lake City, Utah 84110-2550
Telephone: 801-532-1922

Date: August 4, 2004
KWP/nj:lb

Enclosures: Part B - Issue Fee Transmittal
Check No. 6454 in the amount of \$1,645.00
Copy of Transmittal Letter
Amendment Pursuant to 37 C.F.R. § 1.312(a) (12 pages)
Comments on Statement of Reasons for Allowance (2 pages)
Fee Addressee for Receipt of PTO Notices Relating to Maintenance Fees (2 pages)

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